

MODEL PETITION TO THE ATTORNEY GENERAL FOR REMISSION OR MITIGATION OF  
CRIMINAL FORFEITURE, OR CIVIL FORFEITURE PURSUANT TO 18 U.S.C. § 981(e)(6),  
BY A NON-OWNER VICTIM OF THE UNDERLYING OR RELATED OFFENSE

TO: THE ATTORNEY GENERAL OF THE UNITED STATES  
C/O U.S. ATTORNEY FOR THE DISTRICT OF [fill in district where forfeiture took  
place]  
ADDRESS [fill in address of U.S. Attorney's Office]

[Send copy to the seizing agency in the district where the seizure took place or, in the  
case of the DEA, at the address set forth in 28 C.F.R. § 9.4(e).]

FROM: [Name, address, social security or other taxpayer identification number, daytime  
telephone number]

1. I, [name of petitioner], assert that I am a victim of the offense committed by defendant(s), [give name of defendant(s)], who was/were convicted in [give full name and number of case, with date of conviction], or of a related offense, having lost the following property to the defendant(s) as a direct result of that offense or related offense, without having any knowledge that defendant(s) was/were engaged in illegal activity: [describe: the property in detail, including serial numbers, legal descriptions, etc. as appropriate; any evidence of the fair market value of the property as of the date of the loss; any information concerning the present whereabouts of the property; and any information concerning the agency which seized the property, the asset identifier number and the date and place of seizure].

2. The circumstances which led to my being a victim are as follows: [describe in detail how you were victimized, providing names of witnesses, dates and locations, attaching copies of relevant documents and, if you turned over property to the defendant(s), explaining how you were induced to do so and what, if any, direct or indirect benefits you received].

3. I have made the following efforts to receive compensation for my losses: [describe in detail all attempts to be reimbursed and the outcome or present status of those efforts]. I am unaware of any other assets of the defendant(s) against which I might have recourse, except the following: [state any information you have suggesting the defendant(s) has/have any other assets].

4. I affirm that if I receive any compensation for my losses, that I will immediately notify the official who grants this petition (if it is granted) of that fact.

5. I understand that this petition will be governed by the regulations, including definitions of terms such as "victim" and "related offense," set forth in 28 C.F.R. § 9.1 et seq.

DECLARATION

State of: \_\_\_\_\_

County of: \_\_\_\_\_

I hereby declare under penalty of perjury that the foregoing petition, including any attachments thereto, is true and correct in every respect.

Executed: \_\_\_\_\_  
[Enter date signed] [Signature of Petitioner]

**NOTE: SIGNATURE OF PETITIONER MUST BE NOTARIZED**

[IF REPRESENTED BY AN ATTORNEY]

DECLARATION OF REPRESENTED PETITIONER

State of: \_\_\_\_\_

County of: \_\_\_\_\_

I hereby declare under penalty of perjury that I have authorized \_\_\_\_\_, \_\_\_\_\_ to represent me in this  
[Name of attorney] [Address of attorney]  
proceeding, that I have fully reviewed the petition, including any attachments thereto, and that the petition and any such attachments are true and correct in every respect.

Executed: \_\_\_\_\_  
[Enter date signed] [Signature of Petitioner]

**NOTE: SIGNATURE OF PETITIONER MUST BE NOTARIZED**

DECLARATION OF ATTORNEY REPRESENTING PETITIONER

State of: \_\_\_\_\_

County of: \_\_\_\_\_

I hereby declare under penalty of perjury that upon information and belief the foregoing petition, including any attachments thereto, is true and correct in every respect.

Executed: \_\_\_\_\_  
[Enter date signed] [Signature of Attorney]

TEXT OF MODEL LETTER FROM AUSA TO NON-OWNER VICTIMS

Dear [Name of victim]

Re: Petitions for Remission or Mitigation of Non-Owner Victims, 28 C.F.R. §§ 9.1 et seq. (copy attached for your information)

It has come to our attention that you may be a victim of the crime for which [Defendant(s)] was/were convicted in case number \_\_\_\_\_ on [Date], that is a violation of [Specify crime(s) of conviction], or of a "related offense" [Describe the related offense, if appropriate.]

I have attached a model petition for your use, should you believe you are entitled to file a petition as a non-owner victim pursuant to the attached regulations.

[THE FOLLOWING STATEMENTS MAY OR MAY NOT BE APPROPRIATE, DEPENDING UPON YOUR KNOWLEDGE OF THE CIRCUMSTANCES OF THE POTENTIAL PETITIONER AND THE FACTS OF THE CASE.]

For your information, I am providing the following information about certain property seized by the United States: [Specify date and location of seizure, seizing agency, and asset identifier number of property which victim lost.]

Also for your information, the following documents are already in the possession of the U.S. Attorney's Office and need not be provided as part of any petition you might file: [Specify those documents which are in USAO's possession, are necessary to the potential petitioner's case and which the potential petitioner is likely to have trouble producing on his/her own.]

Sincerely,

[AUSA]

Enclosures: Model Petition  
28 C.F.R. §§ 9.1 to 9.9